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PTO/SB/36 (4-01)  
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**REQUEST TO RESCIND PREVIOUS  
NONPUBLICATION REQUEST**  
**35 U.S.C. 122(b)(2)(B)(ii)**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, Washington, DC 20231, on the date indicated below.

Lawrence J. Merkel

Name of Registered Representative

September 21, 2001

Date

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**Technology Center 2100**

|                       |  |
|-----------------------|--|
| Application No:       | 09/824,988   |
| Filing Date:          | April 2, 2001  |
| Group Art Unit:       | 2185   |
| Examiner:             | Unknown  |
| Atty Docket Number:   | 5500-66500   |
| First Named Inventor: | William A. Hughes  |
| Title:                | Establishing a Mode Indication Responsive to Two or More Indications |

I hereby **rescind** the previous request that the above-identified application not be published under 35 U.S.C. 122(b).

September 21, 2001

Date

Signature

Lawrence J. Merkel                  41,191  
Typed or printed name                  Reg. No.

This request must be signed in compliance with 37 CFR 1.33(b).

Note: Filing this rescission of a previous nonpublication request is considered the notice of a subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) if this rescission is filed no later than forty-five days (45) after the date of filing of such foreign or international application. See 37 CFR 1.137(f) if a notice of subsequent foreign or International filing required by 35 USC 122(b)(2)(B)(iii) and 37 CFR 1.213(c) is **not** filed within forty-five days (45) after the date of filing of the foreign or international application.

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(b). The information is used by the public to rescind a previously filed request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that rescission). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.